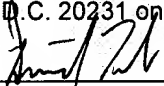


#3

PATENT  
Docket No. 154143-0017

I hereby certify that this correspondence and any attachments are being deposited with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" mailing Label No. EL089006744US addressed to: Box Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231 on July 9, 1999.



David Taub

Jc617 U.S. PTO  
09/350467  
07/09/99

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application Of:

Payne

Serial Number: Unknown

Filing Date:

Entitled: **SYSTEM AND METHOD FOR  
TRANSMISSION OF DATA**

Continuation of Prior Application:

Payne

Serial Number: 08/788,613

Filing Date: 01/24/97

Entitled: **SYSTEM AND METHOD FOR  
TRANSMISSION OF DATA**

Examiner: Unknown  
Group Art Unit: Unknown

Examiner: Caldwell, A.  
Group Art Unit: 2758

Assistant Commissioner for Patents  
Washington, D.C. 20231

**INFORMATION DISCLOSURE STATEMENT**

Sir:

169226

Pursuant to §1.56 of the Rules of Practice in patent cases, enclosed herewith is form PTO-1449, in duplicate, listing references, all of which were *previously cited* by the Examiner or submitted to the Patent Office in the above-identified prior application Serial Number 08/788,613 except for the following reference:

Motorola, Inc., Short Form Address With Message Protocol, Two-Way  
Messaging Network, 21 June 1995  
([http://www.mot.com/MIMS/MSPG/CTSD/products/short\\_form/sfp\\_s2.html](http://www.mot.com/MIMS/MSPG/CTSD/products/short_form/sfp_s2.html))

Applicant respectfully notes that the above-identified Motorola reference is similar to a Motorola reference dated 24 June 1995 (Motorola, Inc., Short Form Address With Message Protocol, Two-Way Messaging Network, 21 June 1995), which was submitted to the Patent Office in the above-identified prior application in an information disclosure statement deposited as first class mail under 37 C.F.R. 1.8 on September 12, 1997. (The 24 June 1995 reference was originally cited in a PCT International Search Report dated 11 April 1997 which was submitted to the Examiner in the above-identified prior pending application.) The Examiner, in his Office Action dated May 17, 1999 noted however that because the Patent Office failed to properly match the references submitted to the Patent Office with the application file, only the patents cited in the information disclosure statement (referring to the information disclosure statement Applicant deposited on September 12, 1997) were considered. The Examiner noted that if the Applicant wished the cited non-patent literature, i.e. the Motorola reference dated 24 June 1995, to be considered, a copy of the reference must be resubmitted.

Per the Examiner's instructions, a copy of the previously submitted Motorola reference dated 24 June 1995 is enclosed. Unfortunately, the only copy available to Applicant appears blurred. (Applicant is unable to access the website address provided in the International Search Report for the 24 June 1995 Motorola reference.) In searching for a copy which may appear more legible, a similar publication by Motorola dated 21 June 1995 was found. Both Motorola publications are cited in the attached PTO-1449, copies of which are also enclosed.

Pursuant to 37 CFR 1.98(d), copies of the remainder of the references listed in the attached PTO-1449 are not provided since they were previously cited by or submitted to the Patent Office in the above-identified prior application which is relied on for an earlier filing date under 35 U.S.C. 120.

The references listed are believed to be of interest to the prosecution of the subject application. Applicant respectfully requests that these references be considered and made of record.

No representation is made or intended as to the completeness of this list, nor is this submission of reference an admission that these references are prior art or pertinent to the subject application.

Respectfully submitted,



Date: July 9, 1999

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